FARAD CONTINUATION SHEET

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 522 OF 2008

IN

APPEAL FROM ORDER NO.560 OF 2008

(M/s.CVK & Associates & Ors.V/s.Municipal Corporation of Gr.Mumbai & anr.}

Office Notes,Office Memoranda of Coram, apperances, Courtś order or directions and Registrar orders	Courtś or Judgeś orders

Mr.A.S.Khandeparkar with Mr.D.Brijesh, adv.for applicants.
Mr.Niranjan Pandit with Ms.Ashwini Rupji i/by. Nanu Hormanjee & Co.adv.for respondent.
Smt.K.K.Soraan, adv.for BMC.

CORAM: SMT.R.P.SONDURBALDOTA, J.

DATED: 23RD JUNE, 2009.

P.C. :

1. Heard counsel for both sides.
2. Mr.Khandeparkar states that since prayer clause (a) of the Civil Application is in

the nature of review of the order dated 8th August, 2008 as can be seen from paragraph 13 of the application, he does not press for the same. As regards the reliefs at prayers (b) and (c) are concerned which relate to rejection of the application for regularisation by the respondent- Mumbai Municipal Corporation, the applicants have already preferred an appeal to the Chief Minister as provided under Section 47(1) of the Maharashtra Regional Town Planning Act, 1966. Since there is a specific remedy provided in law, the present application is not maintainable. The applicants can agitate the contentions made in the present application in the appeal filed by them. The Civil Application is disposed off accordingly.

[JUDGE]